

# Exhibit A

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Before The Honorable James Donato, Judge

IN RE: PG&E CORPORATION and )  
PACIFIC GAS AND ELECTRIC )  
COMPANY, )  
 )  
Debtors. ) **NO. 19-05257 JD**  
 )  
 )  
\_\_\_\_\_ )

San Francisco, California  
Monday, October 7, 2019

**TRANSCRIPT OF PROCEEDINGS**

**APPEARANCES:**

For Creditor Committee Official Committee of Tort Claimants:  
BAKER & HOSTETLER LLP  
Levi's Plaza  
1160 Battery Street East - Suite 100  
San Francisco, California 94111  
**BY: ROBERT A. JULIAN, ATTORNEY AT LAW**  
**KIMBERLY S. MORRIS, ATTORNEY AT LAW**

BAKER & HOSTETLER LLP  
11601 Wilshire Boulevard, Suite 1400  
Los Angeles, California 90025-0509  
**BY: LAUREN ATTARD, ATTORNEY AT LAW**

For Ad Hoc Group of Subrogation Claim Holders :  
WILLKIE, FARR & GALLAGHER LLP  
878 Seventh Avenue  
New York, New York 10019  
**BY: BENJAMIN P. MCCALLEN, ATTORNEY AT LAW**

**(APPEARANCES CONTINUED ON FOLLOWING PAGE)**

REPORTED BY: Katherine Powell Sullivan, CSR No. 5812, RMR, CRR  
Official Reporter

**APPEARANCES:** (CONTINUED)

For Camp Fire Claimants:

TOSDAL LAW FIRM  
777 South Highway 101, Suite 215  
Solana Beach, California 92075

**BY: THOMAS TOSDAL, ATTORNEY AT LAW**

For North Bay Fire Victims:

COTCHETT, PITRE & MCCARTHY LLP  
San Francisco Airport Office Center  
840 Malcolm Road  
Burlingame, California 94010

**BY: FRANK M. PITRE, ATTORNEY AT LAW**

For Official Committee of Unsecured Creditors:

MILBANK  
55 Hudson Yards  
New York, New York 10001

**BY: ALAN J. STONE, ATTORNEY AT LAW**

For PG&E Shareholders:

JONES DAY  
555 South Flower Street, 50th Floor  
Los Angeles, California 90071

**BY: JAMES OLIN JOHNSTON, ATTORNEY AT LAW**

For Creditor California State Agencies:

FELDERSTEIN, FITZGERALD, WILLOUGHBY  
PASCUZZI & RIOS LLP  
500 Capitol Mall - Suite 2250  
Sacramento, California 95814

**BY: PAUL J. PASCUZZI, ATTORNEY AT LAW**

For Creditor Federal Agencies FEMA, Department of Agriculture,  
and Department of Interior:

U.S. DEPARTMENT OF JUSTICE  
Civil Division  
P.O. Box 875  
Ben Franklin Station  
Washington, D.C. 20044

**BY: MATTHEW J. TROY, ATTORNEY AT LAW**

For Fire Victims:

WALKUP, MELODIA, KELLY & SCHOENBERGER PC  
650 California Street - 26th Floor  
San Francisco, California 94108

**BY: KHALDOUN A. BAGHDADI, ATTORNEY AT LAW**

**APPEARANCES:** (CONTINUED)

Individual Fire Victim Creditors:

COREY, LUZAICH, DE GHETALDI, NASTARI &  
RIDDLE LLP  
700 El Camino Real  
P.O. Box 669  
Millbrae, California 94030-0669

**BY: AMANDA L. RIDDLE, ATTORNEY AT LAW**

For Creditor Liberty Mutual Insurance, et al.:

COZEN O'CONNOR  
601 S. Figueroa Street - Suite 3700  
Los Angeles, California 90017

**BY: HOWARD D. MAYCON, ATTORNEY AT LAW**

For Ad Hoc Committee of Senior Unsecured Noteholders:

AKIN, GUMP, STRAUSS, HAUER  
& FELD LLP  
580 California Street  
San Francisco, California 94104

**BY: ASHLEY VINSON CRAWFORD, ATTORNEY AT LAW**

For Creditor SLF Fire Victim Claimants:

MARSHACK HAYS LLP  
870 Roosevelt  
Irvine, California 92620

**BY: RICHARD A. MARSHACK, ATTORNEY AT LAW**

SINGLETON LAW FIRM  
450 A Street - 5th Floor  
San Diego, California 92101

**BY: GERALD SINGLETON, ATTORNEY AT LAW**

For Debtor-in-Possession PG&E Corporation:

CRAVATH, SWAINE & MOORE LLP  
825 Eighth Avenue  
New York, New York 10019

**BY: KEVIN ORSINI, ATTORNEY AT LAW**  
**PAUL H. ZUMBRO, ATTORNEY AT LAW**

For Debtor-in-Possession PG&E Corporation:

WEIL, GOTSHAL & MANGES LLP  
767 Fifth Avenue  
New York, New York 10153

**BY: STEPHEN KAROTKIN, ATTORNEY AT LAW**  
**MATTHEW P. GOREN, ATTORNEY AT LAW**  
**JESSICA LIOU, ATTORNEY AT LAW**

1           **THE COURT:** So I'll see you back in two weeks. That  
2 will be the 21st.

3           All right. Now let's turn to case management. I think  
4 this is a lot easier, in my view. Maybe it needs to be  
5 revised, but I just want you to pick some dates. All right?

6           By the way, so the bar date is October 21st?

7           **MR. JULIAN:** Yes.

8           **THE COURT:** Now, if you don't submit a claim you are  
9 out of the estimation, and there's no placeholder for -- you  
10 know, like in asbestos claims, people get cancer ten years  
11 after they're exposed to a toxin. And that's true for fires as  
12 well. There's no provision for that in the estimation?

13           **MR. JULIAN:** There are four answers to that. The easy  
14 one is it's a firm bar date. Judge Montali has said that. He  
15 has also said there's a little standard for filing late claims.

16           Some of the plaintiffs' lawyers, who believe the Camp Fire  
17 victims suffering from PTSD have not been able to come forward  
18 because they're paralyzed, are planning a motion to extend the  
19 bar date.

20           And last, but not least, Elizabeth Cabraser, Lieff,  
21 Cabraser, has announced her intention to file a motion for a  
22 class, which could be a placeholder. I have no position on  
23 that until I see the actual evidence and the documents. I'm  
24 just informing you of what's out there.

25           **THE COURT:** All right. So I'm just concerned about

1 the after -- I'll call it after-arising claims. And there's no  
2 answer.

3 **MR. ORSINI:** Well, there were four.

4 **THE COURT:** There's no concrete answer.

5 **MR. ORSINI:** Well, the concrete bankruptcy answer is  
6 the bar date is the bar date is the bar date; right? I think  
7 the types of --

8 **THE COURT:** That's not true. I read this in the  
9 asbestos cases where --

10 **MR. ORSINI:** But in the asbestos cases, the difference  
11 there is you often had future manifestation of disease claims.  
12 People who had been exposed to asbestos had not yet developed  
13 mesothelioma, for example.

14 **THE COURT:** Yes.

15 **MR. ORSINI:** And in that scenario, what the courts  
16 would typically do, the bankruptcy courts would appoint a  
17 future claims representative to address exactly those type of  
18 latent claims that could arise in the future.

19 No such future claims representative has been appointed in  
20 these bankruptcies. There's no suggestion or motion by anyone  
21 that there should be. So I think -- I think Your Honor's right  
22 that that's what happened there.

23 I think it's slightly -- well, not slightly. It's a  
24 different context. I think the bigger question here is and  
25 what Mr. Julian just raised is different. Someone who's

1 already suffered the injury and the injury has already  
2 manifested itself, they lost the house, they've suffered the  
3 emotional distress, but they don't submit a claim by  
4 October 21st, what does that mean in terms of the total  
5 universe of claims?

6 I think a lot of that's going to be answered by Judge  
7 Montali in the next couple weeks based on the motions that are  
8 being described in his court, that Mr. Julian just referenced.

9 **THE COURT:** Well, I have seen informally, in the wake  
10 of the 9/11 incidents, late-arising cancer claims from the  
11 inhalation of toxic materials. And seems to me that, given  
12 where there's smoke there's always that possibility, it may not  
13 manifest itself until after October 21st.

14 All I'm asking is, do I need to account for that in the  
15 estimation? That's all that I'm asking.

16 **MR. JULIAN:** And my answer is, I can give you an  
17 answer after October 21. I need to see the bar date and need  
18 to see the evidence and the motions that people have said they  
19 are brining in front of Judge Montali. And he has said if  
20 you're going to do that, you better do it soon.

21 **THE COURT:** All right. So you want to do it after the  
22 bar date.

23 **MR. JULIAN:** I want to hear the folks out and I want  
24 to see what the claims filing rate is.

25 **MR. ORSINI:** I think that's sensible, Your Honor.

1           **THE COURT:** That will actually be an interesting --  
2     it's all interesting, but I think that one would be  
3     particularly interesting.

4           Okay. All right. Now, so let's just get back and do -- I  
5     want you to do a schedule. I know you can do it. I have  
6     confidence in your ability to do it.

7           Do a traditional District Court schedule. All right? So  
8     do the simultaneous exchange of expert reports. If you two  
9     negotiate some streamlined report form, I'm fine with that. If  
10    you don't, we're going to do it the old way. You're just going  
11    to do full report. All right?

12          But you two work that out. Just simultaneous exchange.  
13    Do your simultaneous rebuttals, whatever you want, three weeks,  
14    four weeks. After that, you set a period for expert  
15    deposition.

16          I want you to propose a fact discovery cutoff date and  
17    then propose -- let's see, given a February 18th, 2020, hearing  
18    start, just schedule exchange of witness lists and do an  
19    exhibit list and do the things you would typically do for a  
20    United States District Court trial. Okay?

21          And get that to me. What is -- today is Monday. Can you  
22    get that to me by Wednesday? Get me a proposed schedule by  
23    Wednesday. I'll do it if you can't do it. You won't be happy.

24          **MR. JULIAN:** I understand, Your Honor.

25          **THE COURT:** Make yourself happy. Otherwise, I'll just